



THE NAVAJO NATION

P.O. BOX 308

WINDOW ROCK, ARIZONA 86515


(602) 871-4941

PETERSON ZAH
PRESIDENTMARSHALL PLUMMER
VICE PRESIDENT

MEMORANDUM:

June 2, 1993

TO : Raymond Tsingine, Reclamation Specialist III
NAMLRD, Tuba City Field Office

THRU : 
Melvin F. Bautista, Director ONLA
Division of Natural Resources

FROM : 
Genevieve J. Hardy, Engineering Technician
ONLA Drafting Section

SUBJECT : Cameron AML 3/Landstatus

Per your request for land status on 9 Abandoned Mines sites situated within the vicinity of Cameron, Coconino County, State of Arizona, Gila & Salt River Meridian, upon reception of maps showing project areas a total of 11 sites were identified which was due to each mine having a different topographic location.

The project areas are located within the Cameron and Coalmine Mesa Chapter boundaries of the 11 sites, 3 are located in the Cameron Chapter, the remaining 8 within the Coalmine Chapter. Both chapters are located in the Western Agency in the **Former** Bennett Freeze Area.

A search of the Office of Navajo Land Administration's records indicate that the project area is located on Navajo Tribal Trust Land deemed so through various land purchases and a recent court decision unlocking Navajo Lands previously frozen by Commissioner Robert L. Bennett and by Executive Order of January 8, 1900, Executive Orders of May 7, 1917, January 19, 1918 and by an Act of Congress dated June 14, 1934. Information was taken from the Anatomy of the Navajo Indian Reservation : How it Grew.

A list of legal descriptions along with a general site location map and copies of the above mention Executive Orders and a map provided by your office showing site location is included.

Should you require any additional information, please contact our office in Window Rock at 871-6401, 6402. Thank You

Site: Township/Range: Section: Landstatus:

NA-0155a T28N,R10E, G. & S.R.M. Section 29 N1/2 Trust Land

(Navajo Tribal Trust Land Purchased from Babbitt Brothers Land Company; Two Deeds dated: From November, 1932 and March, 1932.)

NA-0155b T28N,R10E, G. & S.R.M. Section 29 NE1/4 Trust Land

(Navajo Tribal Trust Land Purchased from Babbitt Brothers Land Company; Two Deeds dated: From November, 1932 and March, 1932.)

NA-0163 T28N,R10E, G. & S.R.M. Section 34, NE1/4SE1/4 Trust Land

(Navajo Tribal Lands (Trust) Purchased from William F. & Katherine K. Bexter, Deed Dated: July 1935.)

NA-0166 T28N,R10E, G. & S.R.M. Section 33, S1/2SE1/4 Trust Land

(Navajo Tribal Trust Land Purchased from Babbitt Brothers Land Company; Two Deeds Dated: From November, 1932 and March, 1932.)

NA-0172a T27N,R10E, G. & S.R.M. Section 11, NW1/4 Trust Land

(Navajo Tribal Lands (Trust) Purchased from Santa Fe Railroad Company; Four Deeds dated: From May, 1929 to August, 1934.)

NA-0172b T27N,R10E, G. & S.R.M. Section 11, NW1/4 Trust Land

(Navajo Tribal Lands (Trust) Purchased from Santa Fe Railroad Company; Four Deeds dated: From May, 1929 to August, 1934.)

NA-0173 T27N,R10E, G. & S.R.M. Section 11, N1/2 Trust Land

(Navajo Tribal Lands (Trust) Purchased from Santa Fe Railroad Company; Four Deeds dated: From May, 1929 to August, 1934.)

NA-0174 T27N,R10E, G. & S.R.M. Section 11, NW1/4 Trust Land

(Navajo Tribal Lands (Trust) Purchased from Santa Fe Railroad Company; Four Deeds dated: From May, 1929 to August, 1934.)

NA-0175 T27N,R10E, G. & S.R.M. Section 11, NE1/4,SE1/4,SW1/4 Trust Land

(Navajo Tribal Lands (Trust) Purchased from Santa Fe Railroad Company; Four Deeds dated: From May, 1929 to August, 1934.)

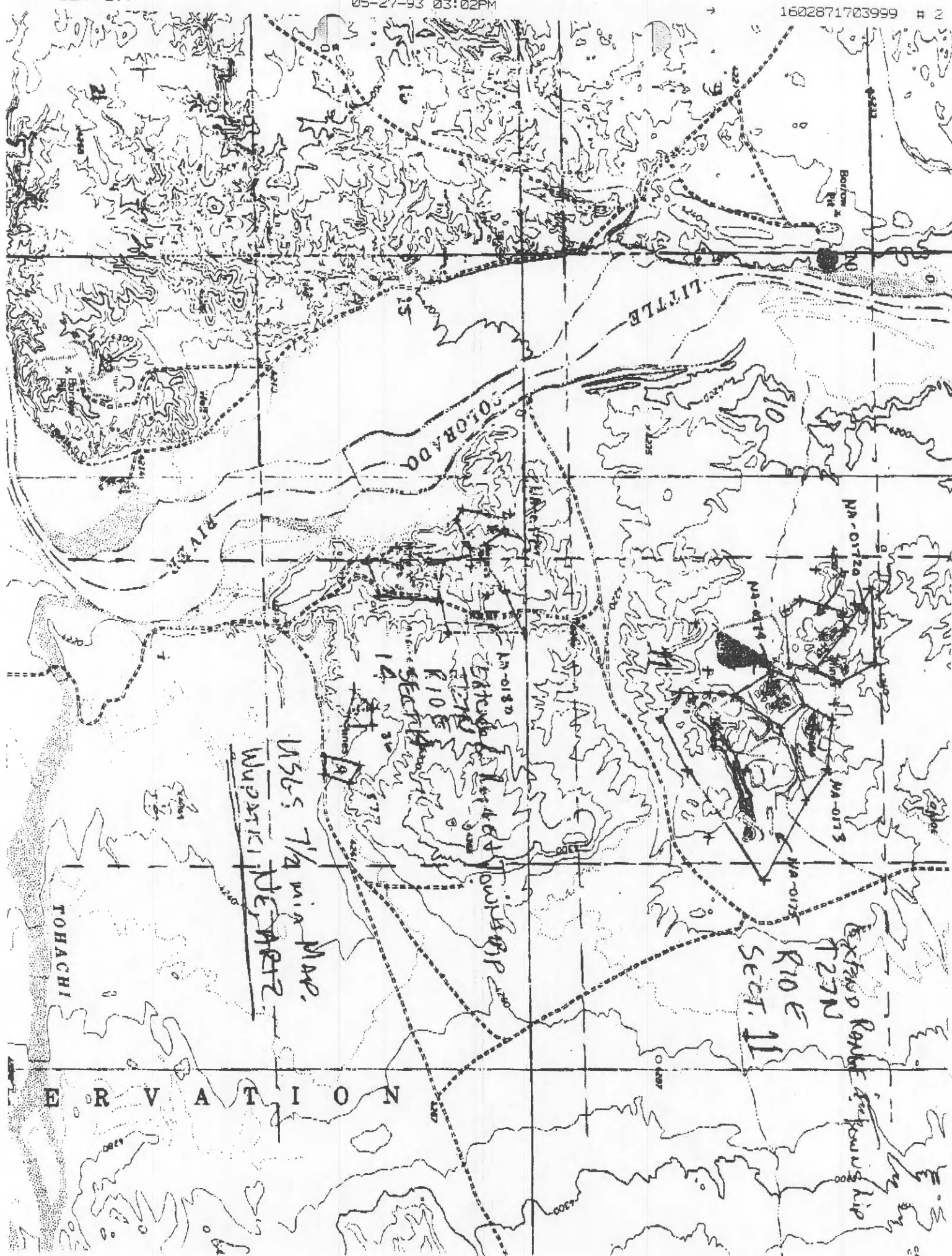
Continue, page 2, Landstatus/Cameron AML 3

NA-0179 T27N,R10E, G. & S.R.M. Section 15, E1/2NE1/4 Trust Land

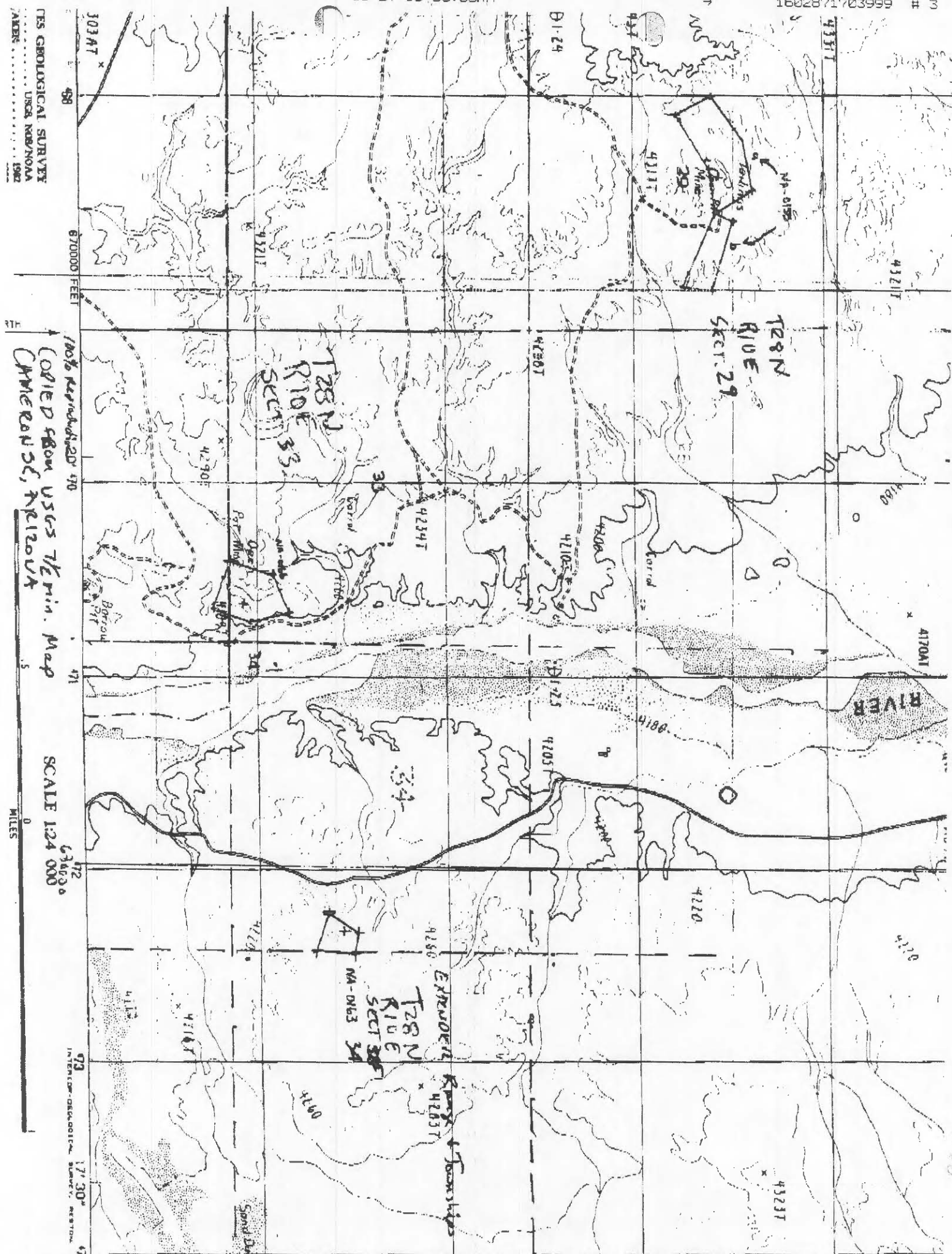
(East of Little Colorado River, Navajo Tribal Lands (Trust) Purchased from Santa Fe Railroad Company;
Four Deeds dated: From May, 1929 to August, 1934.)

NA-0180 T27N,R10E, G. & S.R.M. Section 14, W1/2NW1/4 Trust Land

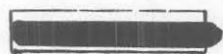
(Navajo Tribal Lands (Trust) Purchased from William F. & Katherine K. Bexter, Deed dated: July, 1935.)



U.S. GEOLOGICAL SURVEY
USGS NO. 90-A
JAN. 1962



L E G E N D



BASIC FREEZE AREA IMPOSED BY ROBERT L. BENNETT, COMMISSIONER OF INDIAN AFFAIRS, JULY 8, 1966;



MODIFICATION BY COMMISSIONER BENNETT OF ORIGINAL FREEZE AREA ON MARCH 7, 1969;



ADMINISTRATIVE PROPOSAL BY COMMISSIONER BENNETT, MAY 13, 1969, AS AFFIRMED AND RATIFIED BY HARRISON LOESCH, ASSISTANT SECRETARY OF THE INTERIOR ON FEBRUARY 26, 1970, ALTERING THE BOUNDARY ONLY IN THE IMMEDIATE VICINITY OF MOENCOPI USING THE HIGHWAY AS THE DIVIDING LINE;



EXCLUSIVE NAVAJO AREA, AS SET OUT BY ASSISTANT SECRETARY LOESCH'S MODIFICATION AUGUST 4, 1972; and



EXCLUSIVE HOPI AREA, AS SET OUT BY ASSISTANT SECRETARY LOESCH'S MODIFICATION AUGUST 4, 1972



WEST BOUNDARY OF THE 1882 EXECUTIVE ORDER

NAVAJO TRIBAL PURCHASE LANDS



Navajo Tribal Lands (Trust) purchased from the Santa Fe Railroad Company

- Deed dated May 14, 1929
- Deed dated July 11, 1931
- Deed dated October 22, 1932
- Deed dated August 25, 1934



Navajo Tribal Lands (Trust) purchased from the Babbitt Brothers Land Company

- Deed dated November 7, 1932
- Deed dated March 30, 1932



Navajo Tribal Lands (Trust) purchased from William F. & Katherine K. Baxter, Deed dated July 6, 1935



Navajo Tribal Lands (Trust) purchased from Milton I. Powers, Deed dated March 18, 1932



Individual Patented Navajo Allotments

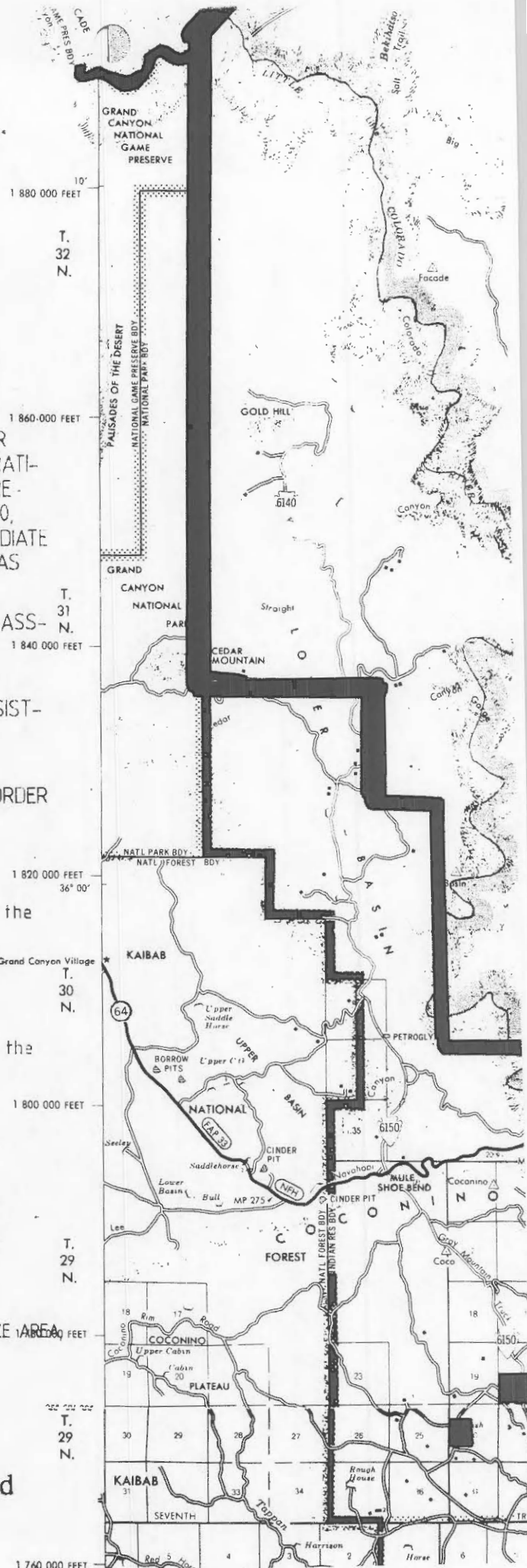
TOTAL ACRES OF PURCHASED LAND WITHIN FREEZE AREA
227,942.77

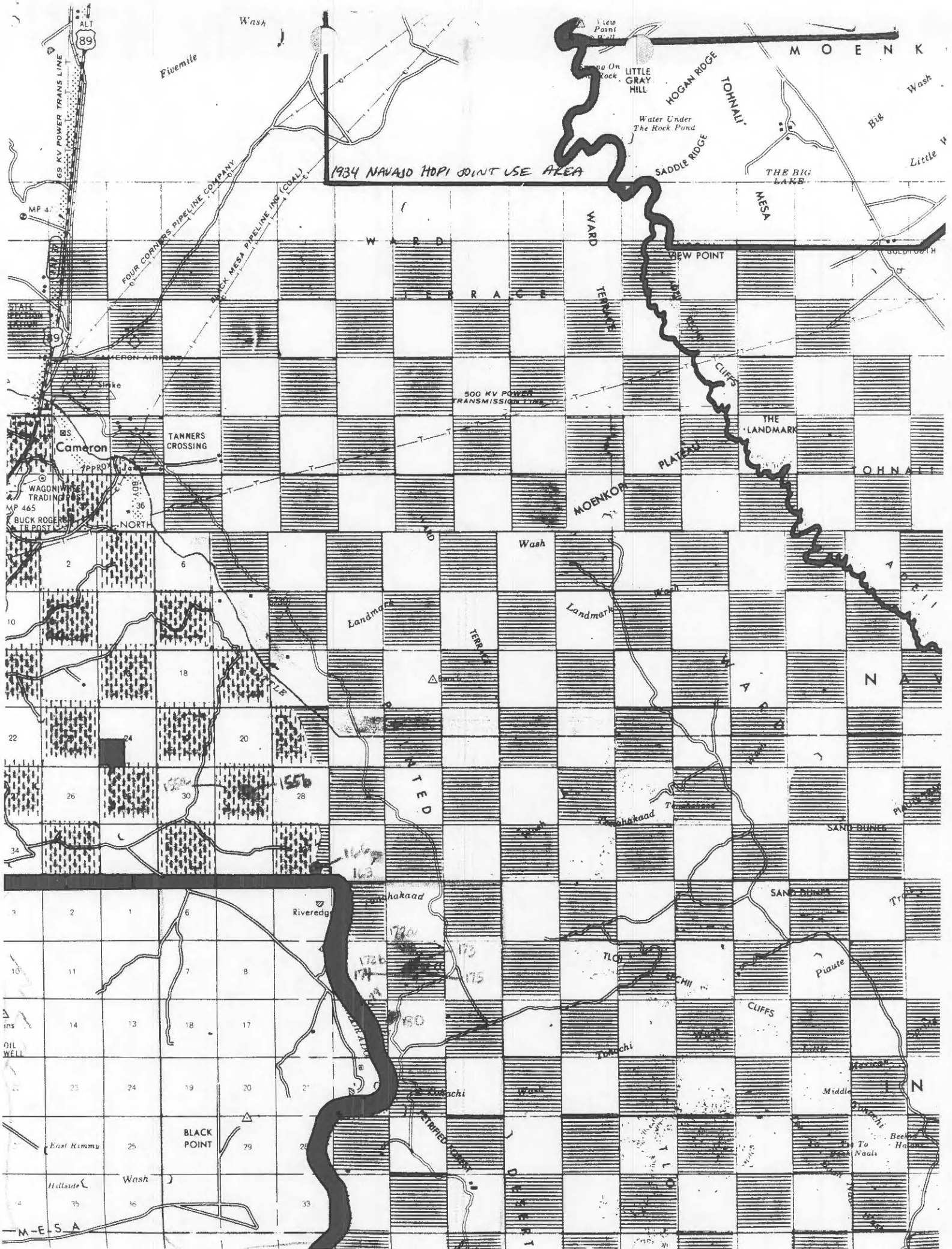


1934 Hopi Exclusive Use Area

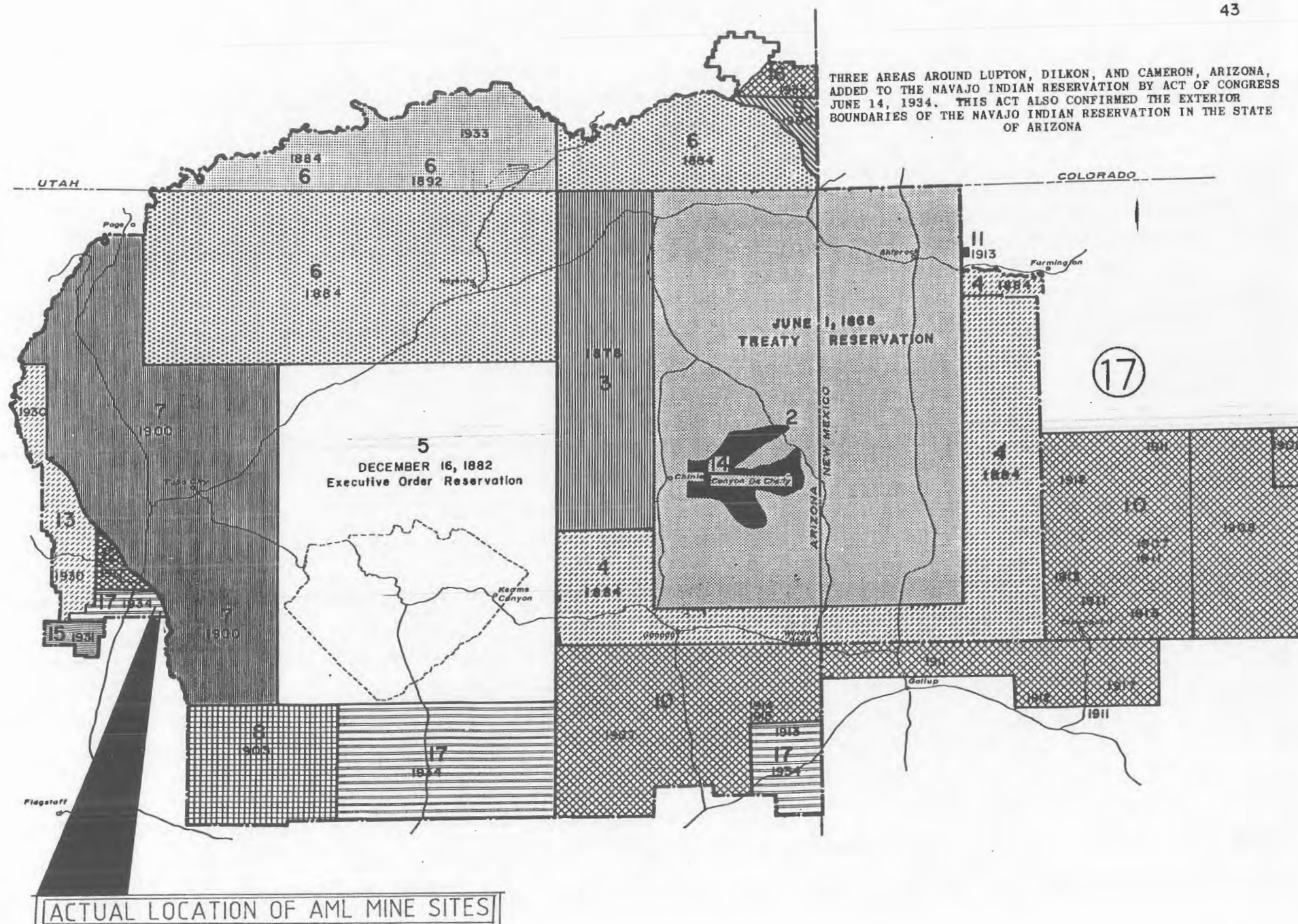


Boundary Line for Area Partitioned to Hopi Tribe





THREE AREAS AROUND LUPTON, DILKON, AND CAMERON, ARIZONA, ADDED TO THE NAVAJO INDIAN RESERVATION BY ACT OF CONGRESS JUNE 14, 1934. THIS ACT ALSO CONFIRMED THE EXTERIOR BOUNDARIES OF THE NAVAJO INDIAN RESERVATION IN THE STATE OF ARIZONA



Stat. L. 1063 [16 U.S.C. § 791a et seq.]), and amendments thereto, shall operate for the benefit of the state of Arizona as if such lands were vacant, unreserved, and unappropriated public lands. All valid rights and claims initiated under the public land laws prior to approval hereof involving any lands within the areas so defined, shall not be affected by this Act.

SEC. 2. The Secretary of the Interior is hereby authorized in his discretion, under rules and regulations to be prescribed by him, to accept relinquishments and reconveyances to the United States of such privately owned lands, as in his opinion are desirable for and should be reserved for the use and benefit of the Navajo Tribe of Indians, including patented and nonpatented Indian allotments and selections, within the counties of Apache, Navajo, and Coconino, Arizona; and any Indian so relinquishing his or her right shall be entitled to make lieu selections within the areas consolidated for Indian purposes by this Act. Upon conveyance to the United States of a good and sufficient title to any such privately owned land, except Indian allotments and selections, the owners thereof, or their assigns, are hereby authorized, under regulations of the Secretary of the Interior, to select from the unappropriated, unreserved, and nonmineral public lands of the United States within said counties in the State of Arizona lands approximately equal in value to the lands thus conveyed, and where surrendered lands contain springs or living waters, selection of other lands taken in lieu thereof may be of like character or quality, such values to be determined by the Secretary of the Interior, who is hereby authorized to issue patents for the lieu lands so selected. In all selections of lieu lands under section 2 of this Act notice to any interested party shall be by publication. Any privately owned lands relinquished to the United States under section 2 of this Act shall be held in trust for the Navajo Tribe of Indians; and relinquishments in Navajo County, Arizona, excluding Indian allotments and selections, shall not extend south of the township line between townships 20 and 21 north, Gila and Salt River base and meridian. The State of Arizona may relinquish such tracts of school land within the boundary of the Navajo Reservation, as defined by section 1 of this Act, as it may see fit in favor of said Indians, and shall have the right to select other unreserved and nonmineral public lands contiguous or noncontiguous, located within the three counties involved equal in value to that relinquished, said lieu selections to be made in the same manner as is provided for in

the Arizona Enabling Act of June 20, 1910 (36 Stat. L. 558), except as to the payment of fees or commissions which are hereby waived. Pending the completion of exchanges and consolidations authorized by section 2 of this Act, no further allotments of public lands to Navajo Indians shall be made in the counties of Apache, Navajo, and Coconino, Arizona, nor shall further Indian homesteads be initiated or allowed in said counties to Navajo Indians under the Act of July 4, 1884 (23 Stat. L. 96 [43 U.S.C. § 190]); and thereafter should allotments to Navajo Indians be made within the above-named counties, they shall be confined to land within the boundaries defined by section 1 of this Act.

SEC. 3. Upon the completion of exchanges and consolidations authorized by section 2 of this Act, the State of Arizona may, under rules and regulations to be prescribed by the Secretary of the Interior, relinquish to the United States such of its remaining school lands in Coconino, Navajo, and Apache Counties as it may see fit; and shall have the right to select from the vacant, unreserved, and nonmineral public lands in said counties lieu lands equal in value to those relinquished without the payment of fees or commissions.

SEC. 4. For the purpose of purchasing privately owned lands, together with the improvements thereon, within the boundaries above defined, there is hereby authorized to be appropriated, from any funds in the Treasury not otherwise appropriated, the sum of \$481,879.38, which sum shall be reimbursable from funds accruing to the Navajo tribal funds as and when such funds accrue and shall remain available until expended: *Provided*, That title to the land so purchased may, in the discretion of the Secretary of the Interior, be taken for the surface only: *Provided further*, That said funds may be used in purchasing improvements on any land within said boundaries or on leased State school land within the boundaries above defined, provided the State of Arizona agrees to the assignment of said leases to the Navajo Tribe of Indians on a renewable and preferential basis, and provided the Legislature of said State enacts such laws as may be necessary to avail itself of the exchange provisions contained in section 2 of this Act, and disclaim any right, title, or interest in and to any improvements on said lands.

Approved, June 14, 1934.

HISTORY

References

Executive Orders of Dec. 16, 1882, and Nov. 14, 1901

